

AMENDED

Nº 43777

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAY 22 1981
Returned to applicant for correction..... JUL 24 1981
Corrected application filed..... SEP 21 1981
Map filed..... SEP 21 1981

The applicant..... Frank W. Lewis.....
120 Greenridge Drive....., of..... Reno.....
Street and No. or P.O. Box No. City or Town
Nevada 89502....., hereby make application for permission to appropriate the public
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is..... Underground Bench Creek Well.....
Name of stream, lake or other source.
2. The amount of water applied for is..... 0.5 cfs..... second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... Mining, Milling and Domestic.....
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated).....
(b) Stockwater (state number and kinds of animals to be watered).....
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36.....
T 19 N., R. 35 E., MDM, at a point from which the SE corner of said Section 36.....
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears S 84° 10' E 2.955 feet.....
it should be stated.
6. Place of use portions of Sections 4, 5, 8 and 9, T 18 N., R. 35 E., MDM (unsurveyed).....
Describe by legal subdivision, if on unsurveyed land it should be so stated.
and Sections 32 and 33, T 19 N., R. 35 E., MDM.....
7. Use will begin about..... January 1..... and end about..... December 31....., of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled and cased well, pipeline to storage and place of use at mill and townsite.....
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works... \$25,000.00
10. Estimated time required to construct works... 3 years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use... 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Estimated annual consumptive use is 402 acre feet.

Please send copies of all correspondence and notices to undersigned agent.

Pro. 11/24/81 by Michael & Margaret Casey

By... s/William A. Nisbet
Agent Signature, applicant or agent

Compared... sg/ dh br/ja
421 Court
Elko Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second but not to exceed 104.0

million gallons annually.

Actual construction work shall begin on or before... N/A

Proof of commencement of work shall be filed before... N/A

Work must be prosecuted with reasonable diligence and be completed on or before... June 3, 1985

Proof of completion of work shall be filed before... July 3, 1985

Application of water to beneficial use shall be made on or before... June 3, 1988

Proof of the application of water to beneficial use shall be filed on or before... July 3, 1988

Map in support of proof of beneficial use shall be filed on or before...

Commencement of work filed...
Completion of work filed... JUL 23 1985
Proof of beneficial use filed...
Cultural map filed...
Certificate No. Issued...

IN TESTIMONY WHEREOF, I, PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 3rd day of JUNE

A.D. 1983

State Engineer

PERMIT TERMS CONTINUED

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

